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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

J1036 U.S. PTO
 09/988213

 11/19/01

Prior Application Art Unit: 1648 Prior Application Examiner: Parkin, J.

SIR: This is a request for filing a

☒ Continuation ☐ Continuation-in-Part ☐ Divisional Application under 37 C.F.R.
§ 1.53(b) of pending prior Application No. 08/468,424 filed June 6, 1995 of
M. ALIZON et al. for NUCLEIC ACIDS CONTAINING THE HUMAN IMMUNODEFICIENCY
VIRUS TYPE 2 (HIV-2) POL GENE

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 08/468,424 as originally filed on June 6, 1995, which is incorporated herein by reference.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
4. ☐ Cancel Claims ____.
5. ☒ A Preliminary Amendment is enclosed.
6. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

Basic Application Filing Fee					\$740	\$ 740.00
	# of Claims		Basic	Extra Claims		
Total Claims	3	-	20	0	x \$18	0.00
Independent Claims	2	-	3	0	x \$84	0.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 740.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 740.00

7. ☒ A check in the amount of \$740.00 to cover the filing fee is enclosed.

8. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
9. ☒ Amend the specification by inserting before the first line, the following new paragraph:
- This is a continuation of Application No. 08/468,424 (filed 6/6/95); which is a continuation of Application No. 08/214,221 (filed 3/17/94); which is a divisional of Application No. 07/810,908 (filed 12/20/91); which is a divisional of Application No. 07/752,368 (filed 9/3/91); which is a divisional of Application No. 07/013,477 (filed 2/11/87 and now U.S. Patent No. 5,079,342); which is a CIP of Application No. 07/003,764 (filed 1/16/87 and now U.S. Patent No. 5,051,496); which is a CIP of Application No. 06/933,184 (filed 11/21/86); which is a CIP of Application No. 06/916,080 (filed 10/6/86); which is a CIP of Application No. 06/835,228 (filed 3/3/86 and now U.S. Patent No. 4,839,288), all of which are incorporated herein by reference.
10. ☐ New formal drawings are enclosed.
11. ☒ The prior application is assigned of record to: Institut Pasteur
12. ☒ Priority of Application Nos. 86 00911 (filed 1/22/86), 86 01635 (filed 2/6/86), 86 01985 (filed 2/13/86), 86 03881 (filed 3/18/86), and 86 04215 (filed 3/24/86), in France is claimed under 35 U.S.C. § 119. A certified copy ☐ is enclosed or ☒ is on file in the prior application.
13. ☐ Small entity status is appropriate and applies to this application.
14. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg.

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15. ☐ The power appears in the original declaration of the prior application.
16. ☐ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
17. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
18. ☐ Recognize as associate attorney _____
19. ☐ Also enclosed is _____

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PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/468,424, filed June 6, 1995, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 16, 2001

By: Rebecca M. McNeill
Rebecca M. McNeill
Reg. No. 43,796

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